

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Ryuichi Ugajiri ATTORNEY: DOCKET NO. 09794353-0019

SERIAL NO. 10/030,857 GROUP ART UNIT:

INTL. PCT APPLN. NO. PCT/JP01/40562 INTL. FILING DATE: May 22, 2001

INVENTION: "FRACTAL STRUCTURE AND ITS FORMING METHOD"

SUBMISSION OF MISSING REQUIREMENTS OF APPLICATIONAssistant Commissioner of Patents
Washington, D.C. 20231

S I R:

In response to the Notice to File Missing Requirements dated March 27, 2002, the undersigned submits an executed Oath and Declaration as executed by the inventors on January 22, 2002.

With respect to the statement in the Notification of Missing Requirements requiring a translation into English, a certified English translation of the application was submitted at the time of filing the application. Attached as A is a copy of the return receipt postcard establishing receipt of this submission. Attached as B is a copy of the transmittal identified as item 1 on the postcard. The transmittal indicates at 6 that an English language translation was submitted. Further, the statement in the Notice is contradicted by the statement that the translation is defective. The contradiction also establishes receipt of the translation as it is impossible to comment on the translation unless it was received!

Regardless, attached hereto is another copy of the certified English translation of the international application.


With respect to the statement that the translation is defective in that the number of claims in the international application and the number in the translation are different, both the international application and the English translation have 18 claims. Attached as C are copies of the claims from the international application and the English translation as previously submitted. Further explanation from the U.S.P.T.O. as to the "difference" in the number of claims is requested.

With respect to the statement that the translation of the international application is incomplete as a number of pages are missing, the international application contains pages 1-48 while the translation contains pages 1-62. The obvious explanation for the difference in number of pages is

that a translation many times may require more pages in the translation, or in other cases less. In the translation from the Japanese application, the translation of this application required more pages in its literal translation. The Patent Office request for a processing fee for providing the translation later than the appropriate 20 months from the priority date is inappropriate as a certified translation was furnished at the time of filing the application. See Attachment A.

A check in the amount of \$130.00 to cover the required fee of the submission of the executed Oath is enclosed. The Commissioner is authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 19-3140. A duplicate copy of this sheet is enclosed for that purpose.

Respectfully submitted,

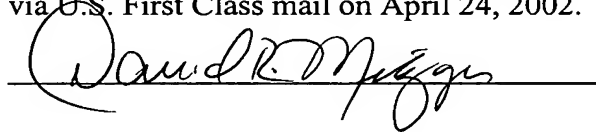


(Reg. No. 32,919)

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CERTIFICATE OF MAILING

I hereby certify that a true copy of the foregoing Submission of Missing Requirements was forwarded to the United States Patent Office via U.S. First Class mail on April 24, 2002.





UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/030,857	Ryuichi Ugajin	9794353-0019

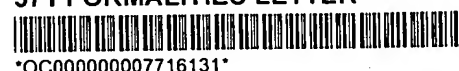
INTERNATIONAL APPLICATION NO.
PCT/JP01/40252

I.A. FILING DATE	PRIORITY DATE
05/22/2001	05/23/2000

David R. Metzger
 Sonnenschein Nath & Rosenthal
 P O Box 061080
 Wacker Drive Station, Sears Tower
 Chicago, IL 60606-1080

CONFIRMATION NO. 8831

371 FORMALITIES LETTER



OC000000007716131

Date Mailed: 03/27/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

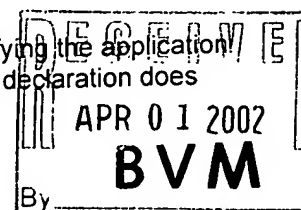
The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Priority Document
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

RECEIVED 4/1/02 DOCKET
 DOCKETED Missing Req.
 DIARIED 4/1/02
 BY: BVM

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English.
- Translation of the application into English. The current translation of the application into English is defective as described below.
 - The number of claims in the International Application and the number of claims in the translation are not the same.
 - The translation of the International Application is incomplete as a number of pages are missing.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 months from the priority date (37 CFR 1.492(f)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does



not comply with 37 CFR 1.497(a) and (b) in that it:

- is not executed in accordance with either 37 CFR 1.66 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/030,857	PCT/JP01/40252	9794353-0019